


REMARKS

In view of the amendment and arguments made in the Amendment of February 2, 2009 and the Rule 1.132 Declaration submitted herewith, Applicant believes the pending application is in condition for allowance.

Dated: February 20, 2009

Respectfully submitted,

By  JAMES SIGNOR
REG. NO. 59,233
Michael J. Sweedler

Registration No.: 19,937
DARBY & DARBY P.C.
P.O. Box 770
Church Street Station
New York, New York 10008-0770
(212) 527-7700
(212) 527-7701 (Fax)
Attorneys/Agents For Applicant